

MICHAEL S. AMATO
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E. CHRISTOPHER MURRAY
RUSKIN MOSCOU FALTISCHEK, P.C.
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(516) 663-6600

Special Real Estate Counsel to the Official Committee of Unsecured Creditors

UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK

-----X
In re:

Chapter 11

THE ROMAN CATHOLIC DIOCESE OF
ROCKVILLE CENTRE, NEW YORK,¹

Case No. 20-12345 (SCC)

Debtor.

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**SUMMARY COVER SHEET TO THE SECOND APPLICATION OF RUSKIN
MOSCOU FALTISCHEK, P.C. FOR INTERIM ALLOWANCE OF COMPENSATION
FOR PROFESSIONAL SERVICES RENDERED AND REIMBURSEMENT OF
ACTUAL AND NECESSARY EXPENSES INCURRED AS SPECIAL REAL ESTATE
COUNSEL TO THE OFFICIAL COMMITTEE OF UNSECURED CREDITORS FOR
THE PERIOD OCTOBER 1, 2021 THROUGH JANUARY 31, 2022**

In accordance with the Local Rules for the Southern District of New York, Ruskin Moscou Faltischek, P.C. (“RMF”), Special Real Estate Counsel for the Official Committee of Unsecured Creditors (the “Committee”) for the above-captioned debtor and debtor-in-possession (the “Debtor”), submits this summary (this “Summary”) of fees and expenses sought as actual, reasonable, and necessary in the fee application to which this Summary is attached (the “Application”)² for the period from October 1, 2021 through January 31, 2022 (the “Application

¹ The Debtor in this chapter 11 case is The Roman Catholic Diocese of Rockville Center, New York, the last four digits of its federal tax identification number are 7437, and its mailing address is 50 North Park Avenue, P.O. Box 9023, Rockville Centre, NY 11571-9023.

² Capitalized terms used but not otherwise defined in this Summary shall have the meanings ascribed to such terms in the Application

Period”).

RMF submits the Application as an interim fee application in accordance with the Order Authorizing Procedures for Interim Compensation and Reimbursement of Expenses of Professionals dated and entered November 4, 2020 [Docket No. 129] (the “Interim Compensation Order”).

Name of applicant	Ruskin Moscou Faltischek, P.C.
Name of client	Official Committee of Unsecured Creditors
Time period covered by this application	October 1, 2021 – January 31, 2022 ³
Total compensation sought this period	\$22,661.00
Total expenses sought this period	\$872.98
Petition date	October 1, 2020
Retention date	Effective as of July 12, 2021
Date of order approving employment	August 9, 2021 [Docket No. 667]
Total compensation approved by interim order to date	\$35,653.00
Total expenses approved by interim order to date	\$0.00
Total allowed compensation paid to date	\$35,653.00
Total allowed expenses paid to date	\$0.00
Blended rate in this application for all attorneys	\$477.49 ⁴
Blended rate in this application for all timekeepers	\$525.08
Compensation sought in this application already paid pursuant to a monthly compensation order but not yet allowed	\$6,584.00
Expenses sought in this application already paid pursuant to a monthly compensation order but not yet allowed	\$475.00
Number of professionals included in this application	7
If applicable, number of professionals in this application not included in staffing plan approved by client	N/A
If applicable, difference between fees budgeted and compensation sought for this period	N/A

³ The applicant reserves the right to include any time expended in the time period indicated above in future application(s) if it is not included herein.

⁴ Represents approximate blended rate for all timekeepers in non-bankruptcy cases for calendar year 2021 and 2022.


Number of professionals billing fewer than 15 hours to the case during this period	6
Are any rates higher than those approved or disclosed at retention? If yes, calculate and disclose the total compensation sought in this application using the rates originally disclosed in the retention application	No

This is a: Monthly X Interim Final Application.

Dated: Uniondale, New York
March 9, 2022

RUSKIN MOSCOU FALTISCHEK, P.C.
*Special Real Estate Counsel to the
Official Committee of Unsecured Creditors*

By: _____


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UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK

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In re:

Chapter 11

THE ROMAN CATHOLIC DIOCESE OF
ROCKVILLE CENTRE, NEW YORK,¹

Case No. 20-12345 (SCC)

Debtor.

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**SECOND APPLICATION OF RUSKIN MOSCOU FALTISCHEK, P.C. FOR INTERIM
ALLOWANCE OF COMPENSATION FOR PROFESSIONAL SERVICES RENDERED
AND REIMBURSEMENT OF ACTUAL AND NECESSARY EXPENSES INCURRED AS
SPECIAL REAL ESTATE COUNSEL FOR THE OFFICIAL COMMITTEE OF
UNSECURED CREDITORS FOR THE PERIOD OCTOBER 1, 2021 THROUGH
JANUARY 31, 2022**

Ruskin Moscou Faltischek, P.C. (“RMF”), Special Real Estate Counsel for the Official Committee of Unsecured Creditors (the “Committee”) of the debtor and debtor-in-possession in the above-captioned case (the “Debtor”), hereby submits this first interim fee application (the “Application”) for the period from October 1, 2021 through January 31, 2022 (the “Application Period”) in accordance with the *Order Authorizing Procedures for Interim Compensation and Reimbursement of Expenses of Professionals* dated and entered November 4, 2020 [Docket No. 129] (the “Interim Compensation Order”). In support of this Application, RMF submits the

¹ The Debtor in this chapter 11 case is The Roman Catholic Diocese of Rockville Center, New York, the last four digits of its federal tax identification number are 7437, and its mailing address is 50 North Park Avenue, P.O. Box 9023, Rockville Centre, NY 11571-9023.

declaration of Michael S. Amato (the “Amato Declaration”) attached hereto as Exhibit A and incorporated herein by reference. In further support of the Application, RMF respectfully represents as follows:

Preliminary Statement

1. RMF requests (a) interim allowance and payment of compensation in the amount of \$22,661 for fees on account of reasonable and necessary professional services rendered to the Committee by RMF during the Application Period; and (b) reimbursement of actual and necessary costs and expenses in the amount of \$872.98. RMF reserves the right to apply in the future for reimbursement of actual and necessary costs and expenses, if any, incurred by members of the Committee in connection with their service as members of the Committee during the Application Period.

Jurisdiction and Basis for Relief

2. The United States Bankruptcy Court for the Southern District of New York (the “Court”) has jurisdiction over this matter pursuant to 28 U.S.C. §§ 157 and 1334. This matter is a core proceeding within the meaning of 28 U.S.C. § 157(b)(2).

3. Venue is proper pursuant to 28 U.S.C. §§ 1408 and 1409.

4. The bases for the relief requested herein are sections 330 and 331 of title 11 of the United States Code, 11 U.S.C. §§ 101–1532 (the “Bankruptcy Code”), Rule 2016 of the Federal Rules of Bankruptcy Procedure (the “Bankruptcy Rules”), Rule 2016-1(a) of the Local Rules for the Southern District of New York (the “Local Rules”), the *Amended Guidelines for Fees and Disbursements for Professionals in Southern District of New York Bankruptcy Cases* (the “Local Guidelines”), and the Interim Compensation Order.

Background

5. On October 1, 2020 (the “Petition Date”), the Debtor filed a voluntary petition for relief under chapter 11 of the Bankruptcy Code. The Debtor is operating its business and managing its properties as debtor-in-possession pursuant to §§ 1107(a) and 1108 of the Bankruptcy Code. No trustee or examiner has been appointed in this case.

6. On October 16, 2020, the Office of the United States Trustee (the “UST”) appointed the Committee pursuant to § 1102 of the Bankruptcy Code. *See Notice of Appointment of Official Committee of Unsecured Creditors* [Docket No. 71].

7. On November 4, 2020, the Court entered the Interim Compensation Order, which sets forth the procedures for interim compensation and reimbursement of expenses for all retained professionals in these cases.

A. RMF Retention

8. Following the Committee’s appointment, the Committee determined it needed special real estate counsel and, subject to Court approval, hired RMF on July 12, 2021.

9. On July 26, 2021, the Committee filed *The Official Committee of Unsecured Creditors’ Application to Retain and Employ Ruskin Moscou Faltischek, P.C. as Special Real Estate Counsel Effective as of July 12, 2021* (the “Retention Application”) [Docket 629]. As set forth in the Retention Application, the Committee selected RMF to provide the following services to the Committee:

- i. render professional services as required by the Committee with respect to real estate matters, specifically in the areas of title, zoning and land use and commercial litigation involving valuation disputes;
- ii. render other services and to participate in meetings and discussions with the

Committee, the Debtor, and other parties-in-interest and their respective professionals;

iii. coordinate all tasks to achieve case efficiencies and avoid duplication of efforts; and

iv. providing related advice and assistance to the Committee as necessary.

10. On August 9, 2021, the Court entered the *Order Authorizing and Approving The Official Committee of Unsecured Creditors' Application to Retain and Employ Ruskin Moscou Faltischek, P.C. as Special Real Estate Counsel Effective as of July 12, 2021* [Docket 667] (the "Retention Order"). The Retention Order provides that all compensation and reimbursement of costs and expenses incurred during RMF's employment be paid only after appropriate application and approval of this Court.

B. Compensation Paid and Its Source

11. All services for which RMF requests compensation were performed for or on behalf of the Committee. RMF has received no payment and no promises for payment from any source other than the Debtor for services rendered or to be rendered in any capacity whatsoever in connection with the matters covered by this Application. There is no agreement or understanding between RMF and any other person other than the partners of RMF for the sharing of compensation to be received for services rendered in these cases. RMF has not received a retainer in these cases.

C. Monthly Fee Statements for the Interim Compensation Period

12. Attached as Exhibit "F" are invoices for the period October 1, 2021 through January 31, 2022, including copies of the RMF monthly statement for the period October 1, 2021 through October 31, 2021 (the "Monthly Statement") which RMF filed and served pursuant to the Interim Compensation Order (collectively, "Invoices"). To date, no objections to the Monthly Statement has been filed.

Date Filed	Period Covered	Requested Fees	Requested Expenses	Fees Paid	Expenses Paid
11/30/21	10/1/21 – 10/31/21	\$6,584	\$475	\$6,584	\$475

Statement of Services Rendered and Time Expended

13. Pursuant to the Local Guidelines, the Firm has classified all services performed for which compensation is sought for this period into one of several major categories. The Firm attempted to place the services performed in the category that best relates to the service provided. However, because certain services may relate to one or more categories, services pertaining to one category may in fact be included in another category.

14. Exhibit B sets forth a timekeeper summary that includes the respective names, positions, department, bar admissions, hourly billing rates and aggregate hours spent by each RMF professional and paraprofessional that provided services to the Committee during the Application Period. The rates charged by RMF for services rendered to the Committee are the same rates that RMF charges generally for professional services rendered to its non-bankruptcy clients.

15. Exhibit C sets forth a billing categories summary that includes the aggregate hours per billing category spent by RMF professionals and paraprofessionals in rendering services to the Committee during the Application Period.

16. Exhibit D sets forth a disbursement summary that includes the aggregate expenses, organized by general disbursement categories, incurred by RMF in connection with services rendered to the Committee during the Application Period.

17. Exhibit E is a chart setting forth the Customary and Comparable Compensation Disclosures.

Services Rendered and Disbursements Incurred During the Application Period

A. Valuation Representation

18. Time billed to this category relates to:

- Emails and communications regarding stipulation and settlement;
- Revision of declaration in support of stipulation;
- Emails and communications with Committee re: sale of real property, moratorium and appraisal;
- Preparation of scenarios and assumptions;
- Emails and communications with debtor's counsel regarding appraisals and scenarios and assumptions.

Fees: \$11,337.00

Hours: 19.50

B. Employment and Fee Application

19. Time billed to this category relates to:

- Preparation of Monthly Fee Statements;
- Preparation of First Interim Fee Application;
- Communications with Committee Counsel.

Fees: \$7,205.00

Hours: 19.00

C. Meeting and Communications with Creditors

20. Time billed to this category relates to:

- Conference calls and/or meetings related to the appraisal and sale of real estate;
- Conference calls and/or meetings related to scenarios and assumptions.

Fees: \$1,683.00

Hours: 2.90

D. Real Estate

21. Time billed to this category relates to:

- Drafting and recording of declaration and stipulation;
- Title related matters including chain of title.

Fees: \$1,974.00

Hours: 5.10

E. Various De Minimis Matters

22. During the Service Period, RMF spent a *de minimis* amount of time on various matters including correspondence relating to moratorium, strategizing timeline and appraisal of real property and follow up with client re: same.

23. RMF attorneys and paraprofessionals expended a total of .80 hours on these billing categories, representing less than 1% of its total time billed during the Application Period.

24. The nature of work performed by RMF is fully set forth in the attached invoices, including those attached to the Monthly Statements. These are RMF's normal hourly rates for work of this character. The reasonable value of the services rendered by RMF for the Committee during the Application Period is \$22,661.

25. In accordance with the factors enumerated in § 330 of the Bankruptcy Code, it is respectfully submitted that the amount requested by RMF is fair and reasonable given (a) the complexity of the cases, (b) the time expended, (c) the nature and extent of the services rendered, (d) the value of such services, and (e) the costs of comparable services other than in a case under the Bankruptcy Code. Moreover, RMF has reviewed the requirements of the Local Rules, the Local Guidelines, and the Interim Compensation Order, and believes that this Application complies with such rule and order.

Actual and Necessary Expenses Incurred by RMF

26. RMF seeks reimbursement of its actual expenses incurred in the rendition of services to the Official Committee of Unsecured Creditors for the Application Period, as evidenced by the summary of out-of-pocket expenses attached hereto as Exhibit “D”. Reimbursable out-of-pocket expenses are those expenses reasonably necessary to accomplish proper representation of the client. *See In re Wildman*, 72 B.R. 700, 731 (Bankr. N.D. Ill. 1987).

27. RMF’s billing practice is to itemize fully all out-of-pocket expenses reasonably capable of itemization. This practice permits RMF to bill each client exclusively for the services and disbursements actually incurred on its behalf. Therefore, clients are only billed for disbursements incurred on its behalf and for services rendered to it for its benefit.

28. The expenses for which RMF seeks reimbursement are those which the Office of the United States Trustee approves.

Reservation of Rights

29. It is possible that some professional time expended or expenses incurred by RMF or Committee member expenses incurred during the Application Period are not reflected in this Application. RMF reserves the right to include such amounts in future fee applications.

Notice

30. Pursuant to the Interim Compensation Order, notice of this Application has been served upon: (a) the Debtor c/o The Roman Catholic Diocese of Rockville Centre, 50 N Park Ave P.O. Box 9023, Rockville Centre, NY 11571-9023 (Attn: Thomas Renker); (b) the attorneys for the Debtor, Jones Day, 250 Vesey Street, New York, NY 10281 (Attn: Corinne Ball, Esq., Benjamin Rosenblum, Esq. and Andrew M. Butler, Esq.); and (c) the Office of the United States Trustee Region 2 (the “U.S. Trustee”), 201 Varick Street, Suite 1006, New York, NY 10014 (Attn:

Greg Zipes, Esq. and Shara Cornell, Esq.); and all parties entitled to notice pursuant to Bankruptcy Rule 2002 (collectively, the "Notice Parties"). RMF submits that, in light of the nature of the relief requested, no other or further notice need be provided.

No Prior Request

31. No prior application for the relief requested herein has been made to this or any other court.

WHEREFORE, RMF respectfully requests that this Court enter an order: (a) allowing RMF (i) interim compensation for services rendered and expenses incurred during the Application Period in the amount of \$22,661 of fees on account of reasonable and necessary professional services rendered to the Committee by RMF and (ii) reimbursement of actual and necessary costs and expenses in the amount of \$872.98; (b) authorizing the Debtor to pay the unpaid balance of such amounts to RMF; and (c) granting any other relief that this Court deems necessary and appropriate.

Dated: Uniondale, New York
March 9, 2022

RUSKIN MOSCOU FALTISCHEK, P.C.
*Special Real Estate Counsel to the
Official Committee of Unsecured Creditors*

By: 

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Jonathan C. Sullivan
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emurray@rmfpc.com

EXHIBIT A

Amato Declaration

MICHAEL S. AMATO
JONATHAN C. SULLIVAN
E. CHRISTOPHER MURRAY
RUSKIN MOSCOU FALTISCHEK, P.C.
1425 RXR Plaza
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Special Real Estate Counsel to the Official Committee of Unsecured Creditors

UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK

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In re:

Chapter 11

THE ROMAN CATHOLIC DIOCESE OF
ROCKVILLE CENTRE, NEW YORK,¹

Case No. 20-12345 (SCC)

Debtor.

-----X

**DECLARATION OF MICHAEL S. AMATO IN SUPPORT OF SECOND
APPLICATION OF RUSKIN MOSCOU FALTISCHEK, P.C. FOR INTERIM
ALLOWANCE OF COMPENSATION FOR PROFESSIONAL SERVICES
RENDERED AND REIMBURSEMENT OF ACTUAL AND NECESSARY EXPENSES
INCURRED AS SPECIAL REAL ESTATE COUNSEL FOR THE COMMITTEE
OF UNSECURED CREDITORS FOR THE PERIOD FROM OCTOBER 1, 2021
THROUGH JANUARY 31, 2022**

I, Michael S. Amato, declare under penalty of perjury pursuant to 28 U.S.C. § 1746 and pursuant to Rule 2016 of the Federal Rules of Bankruptcy Procedure and Rule 2016-1(a) of the Local Rules for the Bankruptcy Court for the Southern District of New York that the following is true and correct:

1. I am a partner with the law firm of Ruskin Moscou Faltischek, P.C. ("RMF"), with offices located at 1425 RXR Plaza, East Tower, 15th Floor, Uniondale, NY 11556-1425. I am

¹ The Debtor in this chapter 11 case is The Roman Catholic Diocese of Rockville Center, New York, the last four digits of its federal tax identification number are 7437, and its mailing address is 50 North Park Avenue, P.O. Box 9023, Rockville Centre, NY 11571-9023.

duly admitted to practice law in the State of New York.

2. I have personally reviewed the information contained in the Application, and believe its contents to be true and correct to the best of my knowledge, information and belief. In addition, I believe that the Application complies with the Local Rules for the Southern District of New York and the *Amended Guidelines for Fees and Disbursements for Professionals in Southern District of New York Bankruptcy Cases*.

3. All services for which RMF requests compensation were performed for or on behalf of the Committee. RMF has received no payment and no promises for payment from any source other than the Debtor for services rendered or to be rendered in any capacity whatsoever in connection with the matters covered by this Application. There is no agreement or understanding between RMF and any other person other than the partners of RMF for the sharing of compensation to be received for services rendered in these cases. RMF has not received a retainer in these cases.

4. RMF makes the following disclosures pursuant to the *Guidelines for Reviewing Applications for Compensation and Reimbursement of Expenses Filed under 11 U.S.C. § 330 by Attorneys in Larger Chapter 11 Cases, Effective November 1, 2013*.

5. The Court authorized the Committee to retain RMF as their special real estate counsel in this chapter 11 case pursuant to the *Order Authorizing and Approving The Official Committee of Unsecured Creditors' Application to Retain and Employ Ruskin Moscou Faltischek, PC. as Special Real Estate Counsel Effective as of July 12, 2021* (the "Retention Order") [Docket 667] entered on August 9, 2021.

6. Four professionals and three paraprofessional are included in this Application. Of those professionals, three professionals and three paraprofessional billed fewer than 15 hours during the Application Period.

7. In accordance with the U.S. Trustee Guidelines, RMF responds to the questions identified therein as follows:

Question 1: Did RMF agree to any variations from, or alternatives to, RMF's standard or customary billing rates, fees or terms for services pertaining to this engagement that were provided during the application period? If so, please explain.

Answer: No.

Question 2: If the fees sought in the Application as compared to the fees budgeted for the time period covered by the Application are higher by 10% or more, did RMF discuss the reasons for the variation with the client?

Answer: N/A.

Question 3: Have any of the professionals included in the Application varied their hourly rate based on geographic location of the bankruptcy case?

Answer: No.

Question 4: Does the Application include time or fees related to reviewing or revising time records or preparing, reviewing or revising invoices?

Answer: No.

Question 5: Does the Application include time or fees for reviewing time records to redact any privileged or other confidential information? If so, please quantify hours and fees.

Answer: No.

Question 6: Does the Application include any rate increases since
RMF's retention in these cases?

Answer: No.

Pursuant to 28 U.S.C. § 1746, I declare under penalty of perjury that the foregoing is true
and correct to the best of my knowledge and belief.

Dated: Uniondale, New York
March 9, 2022



MICHAEL S. AMATO

EXHIBIT B

Timekeeper Summary

NAME OF PROFESSIONAL	TITLE	YEAR ADMITTED	HOURLY RATE	TOTAL HOURS BILLED	TOTAL COMPENSATION
Michael S. Amato	Partner	1995	\$585.00	10.50	\$6,142.50
E. Christopher Murray	Partner	1988	\$583.33	22.90	\$13,311.00
Jonathan C. Sullivan	Partner	2002	\$570.00	1.00	\$570.00
John D. Chillemi	Associate	2016	\$375.00	3.80	\$1,425.00
Paula A. Corazza	Paraprofessional		\$250.00	.60	\$150.00
Donna Olsen	Legal Assistant		\$125.00	6.50	\$812.50
Sarina Amiel	Legal Assistant		\$125.00	2.00	\$250.00
Total				47.30	\$22,661.00

EXHIBIT C

Billing Categories Summary

Matter No.	Matter Name	Hours	Amount
00001	Valuation Representation	19.5	\$11,337.00
00002	Correspondence	.20	\$120.00
00003	Attorney Notes	.60	\$342.00
00004	Research	0	\$0.00
00005	Asset Analysis and Recovery	0	0.00
00006	Case Administration	0	0.00
00007	Employment and Fee Application	19.00	\$7,205.00
00008	Litigation	0	0.00
00009	Meetings and Communications with Creditors	2.90	\$1,683.00
00010	Real Estate	5.10	\$1,974.00
00011	Valuation	0	0.00
	TOTAL	47.30	\$22,661.00

EXHIBIT D

Expense Summary

Expense	Total Expenses
Recording Fees	\$475.00
Searches	\$380.19
Federal Express	\$ 17.79
TOTAL	\$872.98

EXHIBIT E

CUSTOMARY AND COMPARABLE COMPENSATION DISCLOSURES WITH FEE APPLICATIONS

(See Guidelines C.3. for definitions of terms used in this Exhibit.)

CATEGORY OF TIMEKEEPER (using categories already maintained by the firm)		BLENDED HOURLY RATE	
		BILLED Firm timekeepers for preceding year, excluding bankruptcy*	BILLED In this fee application
	Sr./Equity Partner/Shareholder	\$547.92	\$582.10
	Of Counsel	\$536.06	N/A
	Associate	\$329.70	\$375.00
	Paralegal	\$223.50	\$133.25
	Case Management Assistants	N/A	N/A
	All Timekeepers Aggregated	\$477.49	\$479.00

* Represents approximate blended hourly rate for all firm timekeepers in non-bankruptcy cases for calendar year 2021/2022.

Case Name: The Roman Catholic Diocese of Rockville Centre, New York

Case Number: 20-12345 (SCC)

Applicant's Name: Ruskin Moscou Faltischek, P.C.

Date of Application: March 9, 2022

Interim or Final: Interim

EXHIBIT F

**Monthly Fee Statements Through October 31, 2021 and Invoices for November 1, 2021
through January 31, 2022**



James Stang, Esq.
Pachulski Stang Ziehl & Jones, LLP
10100 Santa Monica Boulevard
Los Angeles, CA 90067

March 9, 2022
ID: 1869200
Invoice No: 6182151

BILLING SUMMARY THROUGH JANUARY 31, 2022

Fees For Professional Services	14,431.00
Disbursements	0.00
CURRENT FEES AND DISBURSEMENTS	<hr/> 14,431.00
Previous Balance Due	26,689.70
Less Credits Posted as of March 9, 2022	-25,043.70
TOTAL PREVIOUS BALANCE	<hr/> 1,646.00
TOTAL BALANCE DUE	16,077.00

PLEASE RETURN ENCLOSED REMITTANCE COPY WITH YOUR PAYMENT



ID: 1869200

March 9, 2022

Invoice 6182151

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MATTER RECAP

Re: 1869200.00001 VALUATION REPRESENTATION

Fees For Professional Services: 7,632.00

MATTER TOTAL: 7,632.00

Re: 1869200.00002 CORRESPONDENCE

Fees For Professional Services: 120.00

MATTER TOTAL: 120.00

Re: 1869200.00007 EMPLOYMENT AND FEE APPLICATION

Fees For Professional Services: 4,147.00

MATTER TOTAL: 4,147.00

Re: 1869200.00009 MEETINGS AND COMMUNICATIONS WITH CREDITORS

Fees For Professional Services: 1,683.00

MATTER TOTAL: 1,683.00

Re: 1869200.00010 REAL ESTATE

Fees For Professional Services: 849.00

MATTER TOTAL: 849.00



ID: 1869200

March 9, 2022

Invoice 6182151

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Re: 1869200.00001 VALUATION REPRESENTATION

<u>DATE</u>	<u>INIT</u>	<u>PROFESSIONAL SERVICES</u>	<u>HOURS</u>	<u>AMOUNT</u>
11/03/21	ECM	Emails with Brittany Michaels, et al. regarding appraisal	0.30	171.00
11/08/21	ECM	Conference call with appraiser	0.60	342.00
11/21/21	ECM	Review of proposed questions and assumptions.	0.50	285.00
11/22/21	ECM	Conference call with BM, KD, and JS; drafting email response to appraiser.	1.00	570.00
11/23/21	ECM	Emails to committee regarding appraisal and recent sale.	0.60	342.00
11/24/21	ECM	Emails to committee regarding sale and meeting.	0.40	228.00
12/02/21	ECM	Emails with B. Michael regarding engineer for appraiser	0.30	171.00
12/13/21	ECM	Email to B. Michael regarding meeting with appraiser	0.20	114.00
12/21/21	ECM	Conference call with debtor's counsel re: appraisal.	0.70	399.00
12/30/21	ECM	Preparation of assumptions and scenarios	1.00	570.00
01/03/22	ECM	Drafting assumptions and scenarios	1.50	900.00
01/04/22	ECM	Drafting scenarios and assumptions	1.00	600.00
01/05/22	ECM	Draft scenarios and assumptions; email to client	1.30	780.00
01/07/22	ECM	Emails with debtor's real estate counsel re: scenarios and assumptions.	0.40	240.00
01/11/22	ECM	Emails with debtor's real estate counsel re: meeting involving scenarios and assumptions.	0.30	180.00
01/13/22	ECM	Conference call with debtor's counsel; review of redlined scenarios and assumptions; email to attorney for committee	1.00	600.00
01/19/22	ECM	Review debtors' response to to scenarios and assumptions	0.30	180.00
01/21/22	ECM	Revisions to scenarios and assumptions; email to attorney for creditors committee	0.70	420.00
01/25/22	ECM	Emails with Committee counsel re: scenarios and assumptions.	0.50	300.00
01/26/22	ECM	Emails to debtors' counsel regarding scenarios and assumptions	0.40	240.00
TOTAL FOR SERVICES				\$7,632.00



ID: 1869200

March 9, 2022

Invoice 6182151

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SERVICES RECAP

<u>INIT</u>	<u>NAME</u>	<u>HOURS</u>	<u>AMOUNT</u>
ECM	E. CHRISTOPHER MURRAY	5.60	3,192.00
ECM	E. CHRISTOPHER MURRAY	7.40	4,440.00
TOTAL FOR SERVICES		13.00	\$7,632.00



ID: 1869200

March 9, 2022

Invoice 6182151

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Re: 1869200.00002 CORRESPONDENCE

<u>DATE</u>	<u>INIT</u>	<u>PROFESSIONAL SERVICES</u>	<u>HOURS</u>	<u>AMOUNT</u>
01/14/22	ECM	Email to committee counsel regarding moratorium	0.20	120.00
TOTAL FOR SERVICES				\$120.00

SERVICES RECAP			
<u>INIT</u>	<u>NAME</u>	<u>HOURS</u>	<u>AMOUNT</u>
ECM	E. CHRISTOPHER MURRAY	0.20	120.00
TOTAL FOR SERVICES		0.20	\$120.00



ID: 1869200

March 9, 2022

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Re: 1869200.00007 EMPLOYMENT AND FEE APPLICATION

<u>DATE</u>	<u>INIT</u>	<u>PROFESSIONAL SERVICES</u>	<u>HOURS</u>	<u>AMOUNT</u>
11/03/21	DO	Office conference with M. Amato re: fee application (.4); review monthly fee statements (1.9); review RMF retention order (.3); review RMF retention application (.5); review Committee Counsel's fee application (.8); calculate hours, fees and expenses for fee application (2.1).	6.00	750.00
11/03/21	MSA	Continue draft fee application.	1.20	702.00
11/04/21	MSA	Review draft of 1st interim fee application.	1.10	643.50
11/15/21	MSA	Final review of Interim Fee Application and email correspondence with B. Michael.	0.80	468.00
11/17/21	DO	Draft monthly fee statement for attorney's review.	0.50	62.50
11/17/21	MSA	Review/revise monthly fee statement.	1.10	643.50
11/18/21	MSA	Final review of monthly fee statement.	0.50	292.50
11/23/21	MSA	Finalize monthly fee statement and email correspondence with committee counsel.	1.00	585.00
TOTAL FOR SERVICES				\$4,147.00

SERVICES RECAP

<u>INIT</u>	<u>NAME</u>	<u>HOURS</u>	<u>AMOUNT</u>
DO	DONNA OLSEN	6.50	812.50
MSA	MICHAEL S. AMATO	5.70	3,334.50
TOTAL FOR SERVICES		12.20	\$4,147.00



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Re: 1869200.00009 MEETINGS AND COMMUNICATIONS WITH CREDITORS

<u>DATE</u>	<u>INIT</u>	<u>PROFESSIONAL SERVICES</u>	<u>HOURS</u>	<u>AMOUNT</u>
11/01/21	ECM	Telephone call with W. Heuer regarding meeting with mayor and appraisal	0.40	228.00
11/30/21	ECM	Conference call with committee re: appraisal, sale and related.	0.50	285.00
12/01/21	ECM	Conference call with debtor's counsel re: recent sale.	1.00	570.00
01/18/22	ECM	Conference call with creditors committee counsel regarding scenarios and assumptions; email to debtors counsel regarding same	1.00	600.00
TOTAL FOR SERVICES				\$1,683.00

SERVICES RECAP

<u>INIT</u>	<u>NAME</u>	<u>HOURS</u>	<u>AMOUNT</u>
ECM	E. CHRISTOPHER MURRAY	1.90	1,083.00
ECM	E. CHRISTOPHER MURRAY	1.00	600.00
TOTAL FOR SERVICES		2.90	\$1,683.00



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March 9, 2022

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Re: 1869200.00010 REAL ESTATE

<u>DATE</u>	<u>INIT</u>	<u>PROFESSIONAL SERVICES</u>	<u>HOURS</u>	<u>AMOUNT</u>
11/05/21	JDC	Drafted letter to title company regarding recording of Declaration and Stipulation	0.40	150.00
11/10/21	JDC	Follow up with title company regarding recording of Declaration	0.20	75.00
11/12/21	ECM	Emails with J. Chillemi regarding recording of stipulation	0.30	171.00
11/16/21	ECM	Emails to BM regarding chain of title and filing stipulation.	0.40	228.00
11/17/21	PAC	Correspondence with title company; order title search.	0.30	75.00
11/17/21	JDC	Correspondence with title co regarding chain of title search	0.20	75.00
12/06/21	PAC	Correspondence with title company and attorney regarding title work.	0.30	75.00
TOTAL FOR SERVICES				\$849.00

SERVICES RECAP

<u>INIT</u>	<u>NAME</u>	<u>HOURS</u>	<u>AMOUNT</u>
JDC	JOHN CHILLEMI	0.80	300.00
ECM	E. CHRISTOPHER MURRAY	0.70	399.00
PAC	PAULA A. CORAZZA	0.60	150.00
TOTAL FOR SERVICES		2.10	\$849.00



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PREVIOUS INVOICES OUTSTANDING

Invoice No. 6178773	11/18/21	1,646.00
	TOTAL	1,646.00



James Stang, Esq.
Pachulski Stang Ziehl & Jones, LLP
10100 Santa Monica Boulevard
Los Angeles, CA 90067

March 9, 2022
ID: 1869200.00012
Invoice No: 6182152

Re: DISBURSEMENTS

BILLING SUMMARY THROUGH JANUARY 31, 2022

Fees For Professional Services	0.00
Disbursements	397.98
CURRENT FEES AND DISBURSEMENTS	<hr/> 397.98
Previous Balance Due	475.00
Less Credits Posted as of March 9, 2022	<hr/> -475.00
TOTAL PREVIOUS BALANCE	<hr/> 0.00
TOTAL BALANCE DUE	397.98

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Invoice 6182152

March 9, 2022
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DISBURSEMENTS SUMMARY

Federal Express	17.79
Searches	380.19
TOTAL DISBURSEMENTS	<hr/> 397.98

MICHAEL S. AMATO
 JONATHAN C. SULLIVAN
 E. CHRISTOPHER MURRAY
 RUSKIN MOSCOU FALTISCHEK, P.C.
 1425 RXR Plaza
 East Tower, 15th Floor
 Uniondale, NY 11556-1425
 (516) 663-6600

Objection Deadline: December 15, 2021, 4:00 p.m.

Special Real Estate Counsel to the Official Committee of Unsecured Creditors

UNITED STATES BANKRUPTCY COURT
 SOUTHERN DISTRICT OF NEW YORK

-----X

In re:

Chapter 11

THE ROMAN CATHOLIC DIOCESE OF
 ROCKVILLE CENTRE, NEW YORK,¹

Case No. 20-12345 (SCC)

Debtor.

-----X

**THIRD MONTHLY FEE STATEMENT OF RUSKIN MOSCOU FALTISCHEK, P.C.
 FOR PROFESSIONAL SERVICES RENDERED AND DISBURSEMENTS INCURRED
 AS SPECIAL REAL ESTATE COUNSEL TO THE OFFICIAL COMMITTEE OF
 UNSECURED CREDITORS FOR THE PERIOD
OCTOBER 1, 2021 – OCTOBER 31, 2021**

Name of Applicant:	Ruskin Moscou Faltischek, P.C.
Authorized to Provide Professional Services to:	Official Committee of Unsecured Creditors
Date of Retention:	Effective July 12, 2021 pursuant to Order dated August 9, 2021 [Docket No. 667]
Period for which Compensation and Reimbursement is Sought:	October 1, 2021 — October 31, 2021 ²
Amount of Compensation Sought as Actual, Reasonable and Necessary:	\$6,584 (80% of \$8,230)
Amount of Expense Reimbursement Sought as Actual, Reasonable and Necessary:	\$475

This is a: X Monthly Interim Final Application.

¹ The Debtor in this chapter 11 case is The Roman Catholic Diocese of Rockville Center, New York, the last four digits of its federal tax identification number are 7437, and its mailing address is 50 North Park Avenue, P.O. Box 9023, Rockville Centre, NY 11571-9023.

² The applicant reserves the right to include any time expended in the time period indicated above in future application(s) if it is not included herein.

Preliminary Statement

Ruskin Moscou Faltischek, P.C. ("RMF"), Special Real Estate Counsel for the Official Committee of Unsecured Creditors (the "Committee") of The Roman Catholic Diocese of Rockville Centre, New York (the "Debtor"), hereby submits this statement of fees and disbursements (the "Monthly Statement") for the period from October 1, 2021 through October 31, 2021 (the "Compensation Period") in accordance with the *Order Authorizing Procedures for Interim Compensation and Reimbursement of Expenses of Professionals* dated November 4, 2020 [Docket No. 129] (the "Interim Compensation Order").

RMF requests (a) interim allowance and payment of compensation in the amount of \$6,584 (80% of \$8,230) for fees on account of reasonable and necessary professional services rendered to the Committee by RMF; and (b) reimbursement of actual and necessary costs and expenses in the amount of \$475.

Services Rendered During the Compensation Period

1. **Exhibit A** sets forth a timekeeper summary that includes the respective names, positions, department, bar admissions, hourly billing rates and aggregate hours spent by each RMF professional and paraprofessional that provided services to the Committee during the Compensation Period. The rates charged by RMF for services rendered to the Committee are the same rates that RMF charges generally for professional services rendered to its non-bankruptcy clients.
2. **Exhibit B** sets forth a billing categories summary that includes the aggregate hours per billing category spent by RMF professionals and paraprofessionals in rendering services to the Committee during the Compensation Period.
3. **Exhibit C** sets forth a disbursement summary that includes the aggregate expenses,

organized by general disbursement categories, incurred by RMF in connection with services rendered to the Committee during the Compensation Period.

4. **Exhibit D** sets forth a complete itemization of time records for RMF professionals and paraprofessionals for the Compensation Period.

Notice and Objection Procedures

5. Pursuant to the Interim Compensation Order, notice of the Monthly Statement has been served by hand or overnight delivery upon: (a) the Debtor c/o The Roman Catholic Diocese of Rockville Centre, 50 N Park Ave., P.O. Box 9023, Rockville Centre, NY 11571-9023 (Attn: Thomas Renker); (b) the attorneys for the Debtor, Jones Day, 250 Vesey Street, New York, NY 10281 (Attn: Corinne Ball, Esq., Benjamin Rosenblum, Esq. and Andrew M. Butler, Esq.); (c) the Office of the United States Trustee Region 2 (the "U.S. Trustee"), 201 Varick Street, Suite 1006, New York, NY 10014 (Attn: Greg Zipes, Esq. and Shara Cornell, Esq.); and (d) attorneys for the Official Committee of Unsecured Creditors, Pachulski Stang Ziehl & Jones LLP, 10100 Santa Monica Boulevard, 11th Floor, Los Angeles, CA 90067, (Attn: James I Stang, Esq.) and Pachulski Stang Ziehl & Jones LLP, 780 Third Avenue, 36th Floor, New York, NY 10017 (Attn: Ilan D. Scharf, Esq., Karen B. Dine, Esq., and Brittany M. Michael, Esq.). RMF submits that no other or further notice need be provided.

6. Pursuant to the Interim Compensation Order, objections to this Application, if any, must be served upon the Application Recipients by ***December 15, 2021, 4:00 p.m.*** (the "Objection Deadline") setting forth the nature of the objection and the amount of fees or expenses at issue.

7. If no objections to this Monthly Statement are made on or before the Objection Deadline, the Debtor shall pay RMF 80% of the fees and 100% of the expenses set forth above.

8. To the extent an objection to this Monthly Statement is timely made, the Debtor

shall withhold payment of that portion of the Monthly Statement to which the objection is directed and promptly pay the remainder of the fees and disbursements in the percentages set forth above. To the extent such objection is not resolved; it shall be preserved and presented to the Court at the next interim or final fee application hearing.

Dated: Uniondale, New York
November 30, 2021

RUSKIN MOSCOU FALTISCHEK, P.C.
*Special Real Estate Counsel to the
Official Committee of Unsecured Creditors*

By: /s/ Michael S. Amato
Michael S. Amato
Jonathan C. Sullivan
E. Christopher Murray
East Tower, 15th Floor
1425 RXR Plaza
Uniondale, New York 11556-1425
(516) 663-6600
mamato@rmfpc.com
jsullivan@rmfpc.com
emurray@rmfpc.com

EXHIBIT A

Timekeeper Summary

NAME OF PROFESSIONAL OR PARAPROFESSIONAL	TITLE	YEAR OF ADMISSION	HOURLY RATE	TOTAL HOURS BILLED	TOTAL
Michael S. Amato	Partner	1995	\$585.00	4.80	\$2,808.00
Jonathan C. Sullivan	Partner	2002	\$570.00	1.00	\$570.00
E. Christopher Murray	Partner	1988	\$570.00	6.10	\$3,477.00
John D. Chillemi	Associate	2016	\$375.00	3.00	\$1,125.00
Sarina Amiel	Legal Assistant		\$125.00	2.00	\$250.00
Total				16.90	\$8,230.00

EXHIBIT B**Billing Categories Summary**

Matter No.	Matter Name	Hours	Amount
00001	Valuation Representation	6.50	\$3,705.00
00002	Correspondence	0	\$0.00
00003	Attorney Notes	.60	\$342.00
00004	Research	0	\$0.00
00005	Asset Analysis and Recovery	0	\$0.00
00006	Case Administration	0	\$0.00
00007	Employment and Fee Application	6.80	\$3,058.00
00008	Litigation	0	\$0.00
00009	Meetings and Communications with Creditors	0	\$0.00
00010	Real Estate	3.00	\$1,125.00
00011	Valuation	0	\$0.00
00012	Disbursements	0	\$0.00
	TOTAL	16.90	\$8,230.00

EXHIBIT C**Disbursement Summary**

Expenses (by Category)	Amounts
Recording Fees	\$475.00
TOTAL	\$475.00



James Stang, Esq.
Pachulski Stang Ziehl & Jones, LLP
10100 Santa Monica Boulevard
Los Angeles, CA 90067

November 18, 2021

ID: 1869200.00012

Invoice No: 6178772

Re: DISBURSEMENTS

BILLING SUMMARY THROUGH OCTOBER 31, 2021

Fees For Professional Services	0.00
Disbursements	<u>475.00</u>
CURRENT FEES AND DISBURSEMENTS	475.00
Previous Balance Due	0.00
Less Credits Posted as of November 18, 2021	<u>0.00</u>
TOTAL PREVIOUS BALANCE	0.00
TOTAL BALANCE DUE	475.00

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Invoice 6178772

November 18, 2021
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DISBURSEMENTS SUMMARY

Recording Fees – Benchmark Research, LLC	475.00
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TOTAL DISBURSEMENTS	475.00
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REMITTANCE COPY

James Stang, Esq.
Pachulski Stang Ziehl & Jones, LLP
10100 Santa Monica Boulevard
Los Angeles CA 90067

November 18, 2021
ID: 1869200.00012

Invoice No: 6178772

Re: DISBURSEMENTS

BILLING SUMMARY THROUGH OCTOBER 31, 2021

Fees For Professional Services	0.00
Disbursements	<u>475.00</u>
CURRENT FEES AND DISBURSEMENTS	475.00
Previous Balance Due	0.00
Less Credits Posted as of November 18, 2021	<u>0.00</u>
TOTAL PREVIOUS BALANCE	0.00
 TOTAL BALANCE DUE	 475.00

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MAIL PAYMENT TO:
Ruskin Moscou Faltischek, PC
East Tower, 15th Floor
1425 RXR Plaza
Uniondale, NY 11556-1425
Please include this page with your payment

ACH PAYMENT INFORMATION:
BANK: Sterling Bank NA
ACCT NAME: Ruskin Moscou Faltischek PC
Attorney Business Account
ABA: 221472815
ACCT NO.: 8311148956
REFERENCE: Invoice No.

EXHIBIT D

Itemization of Time Records



James Stang, Esq.
Pachulski Stang Ziehl & Jones, LLP
10100 Santa Monica Boulevard
Los Angeles, CA 90067

November 18, 2021

ID: 1869200

Invoice No: 6178773

BILLING SUMMARY THROUGH OCTOBER 31, 2021

Fees For Professional Services	8,230.00
Disbursements	0.00
CURRENT FEES AND DISBURSEMENTS	<hr/> 8,230.00
Previous Balance Due	35,653.00
Less Credits Posted as of November 18, 2021	-16,150.80
TOTAL PREVIOUS BALANCE	<hr/> 19,502.20
 TOTAL BALANCE DUE	 27,732.20

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MATTER RECAP

Re: 1869200.00001 VALUATION REPRESENTATION

Fees For Professional Services:

3,135.00

MATTER TOTAL:

3,135.00

Re: 1869200.00003 ATTORNEY NOTES

Fees For Professional Services:

342.00

MATTER TOTAL:

342.00

Re: 1869200.00007 EMPLOYMENT AND FEE APPLICATION

Fees For Professional Services:

3,628.00

MATTER TOTAL:

3,628.00

Re: 1869200.00010 REAL ESTATE

Fees For Professional Services:

1,125.00

MATTER TOTAL:

1,125.00



ID: 1869200

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Re: 1869200.00001 VALUATION REPRESENTATION

<u>DATE</u>	<u>INIT</u>	<u>PROFESSIONAL SERVICES</u>	<u>HOURS</u>	<u>AMOUNT</u>
10/01/21	ECM	Emails with W. Heuer and K. Dine regarding recording stipulation; emails with W. Heuer and K. Dine regarding settlement and meeting with mayor	1.00	570.00
10/08/21	ECM	Emails with J. Chillemi re: filing stipulation	0.30	171.00
10/12/21	ECM	Emails with J. Chillemi and K. Dine regarding declaration and filing stipulation	0.40	228.00
10/15/21	ECM	Emails with attorney for Seminary regarding stipulation; meeting with mayor and appraiser	0.50	285.00
10/18/21	ECM	Email with B. Michael regarding declaration and stipulation	0.30	171.00
10/19/21	ECM	Emails with B. Michael regarding declaration	0.70	399.00
10/21/21	ECM	Emails with J. Chillemi regarding declaration and filing with County Clerk	0.40	228.00
10/22/21	ECM	Emails J. Chillemi regarding declaration	0.40	228.00
10/26/21	ECM	Emails with title company, seminary attorneys, committee counsel regarding declaration	0.50	285.00
10/27/21	ECM	Emails with Brittany Michael and William Hever regarding filing declaration and issues with sale	0.40	228.00
10/28/21	ECM	Emails with Brittany Michael regarding questions of timing	0.40	228.00
10/30/21	ECM	Emails with Brittany Michael regarding meeting	0.20	114.00
TOTAL FOR SERVICES				\$3,135.00

SERVICES RECAP

<u>INIT</u>	<u>NAME</u>	<u>HOURS</u>	<u>AMOUNT</u>
ECM	E. CHRISTOPHER MURRAY	5.50	3,135.00
TOTAL FOR SERVICES		5.50	\$3,135.00



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November 18, 2021

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Re: 1869200.00003 ATTORNEY NOTES

<u>DATE</u>	<u>INIT</u>	<u>PROFESSIONAL SERVICES</u>	<u>HOURS</u>	<u>AMOUNT</u>
09/22/21	ECM	Conference with John Chillemi regarding time line and appraisal (.4); emails to client regarding same (.2)	0.60	342.00
TOTAL FOR SERVICES				\$342.00

SERVICES RECAP

<u>INIT</u>	<u>NAME</u>	<u>HOURS</u>	<u>AMOUNT</u>
ECM	E. CHRISTOPHER MURRAY	0.60	342.00
TOTAL FOR SERVICES		0.60	\$342.00



ID: 1869200

November 18, 2021

Invoice 6178773

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Re: 1869200.00007 EMPLOYMENT AND FEE APPLICATION

<u>DATE</u>	<u>INIT</u>	<u>PROFESSIONAL SERVICES</u>	<u>HOURS</u>	<u>AMOUNT</u>
10/25/21	JCS	Review and revise interim fee application.	1.00	570.00
10/25/21	MSA	Prepare draft of monthly fee statement.	2.10	1,228.50
10/26/21	MSA	Revise monthly fee statement; email correspondence and telephone call with J. Sullivan re: same.	1.00	585.00
10/26/21	SA	Draft fee application for attorney review.	2.00	250.00
10/27/21	MSA	Email correspondence with committee counsel re: status and quarterly applications (.4); begin draft quarterly fee application (1.3).	1.70	994.50
TOTAL FOR SERVICES				\$3,628.00

SERVICES RECAP

<u>INIT</u>	<u>NAME</u>	<u>HOURS</u>	<u>AMOUNT</u>
SA	SARINA AMIEL	2.00	250.00
JCS	JONATHAN C. SULLIVAN	1.00	570.00
MSA	MICHAEL S. AMATO	4.80	2,808.00
TOTAL FOR SERVICES		7.80	\$3,628.00



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Re: 1869200.00010 REAL ESTATE

<u>DATE</u>	<u>INIT</u>	<u>PROFESSIONAL SERVICES</u>	<u>HOURS</u>	<u>AMOUNT</u>
10/08/21	JDC	Revised Declaration to include SCTM information and clarification of stipulation annexed there to	0.80	300.00
10/12/21	JDC	Reviewed last deed of record; further revised Declaration	0.40	150.00
10/19/21	JDC	Reviewed committee comments to delcaration; correspondence with title companny regarding recordability	0.40	150.00
10/21/21	JDC	Follow up with title company regarding recordability of Declaration	0.20	75.00
10/22/21	JDC	Follow up with title company regarding recordability of declaration with title company	0.20	75.00
10/27/21	JDC	Reviewed and responded to correspondence regarding subdivision and site plan review process and timing (.6); correspondence with title company regarding recording of Declaration and coordinated same with client(.4)	1.00	375.00
TOTAL FOR SERVICES				\$1,125.00

SERVICES RECAP

<u>INIT</u>	<u>NAME</u>	<u>HOURS</u>	<u>AMOUNT</u>
JDC	JOHN CHILLEMI	3.00	1,125.00
TOTAL FOR SERVICES		3.00	\$1,125.00



ID: 1869200

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Invoice 6178773

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PREVIOUS INVOICES OUTSTANDING

Invoice No. 6178131	10/26/21	15,464.50
Invoice No. 6177273	09/28/21	4,037.70
	TOTAL	<hr/> 19,502.20